

Senate File 2335

S-5180

1 Amend Senate File 2335 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. NEW SECTION. 8A.318 **Building cleaning**
5 **and maintenance — environmentally preferable cleaning**
6 **products.**

7 1. *Findings and intent.* The general assembly finds
8 that human beings are vulnerable to and may be severely
9 affected by exposure to chemicals, hazardous waste, and
10 other environmental hazards. The federal environmental
11 protection agency estimates that human exposure to
12 indoor air pollutants can be two to five times, and
13 up to one hundred times, higher than outdoor levels.
14 Children, teachers, janitors, and other staff members
15 spend a significant amount of time inside school
16 buildings. Likewise, state employees and citizens of
17 this state spend a significant amount of time inside
18 state buildings. These individuals are continuously
19 exposed to chemicals from cleaners, waxes, deodorizers,
20 and other maintenance products.

21 2. *Definitions.* As used in this section, unless
22 the context otherwise requires:

23 a. "*Environmentally preferable cleaning and*
24 *maintenance products*" includes but is not limited to
25 cleaning and maintenance products identified by the
26 department and posted on the department's internet
27 site.

28 b. "*State building*" means a public facility or
29 building owned by or leased by the state, or an agency
30 or department of the state.

31 3. Use of environmentally preferable cleaning and
32 maintenance products.

33 a. All school districts in this state, community
34 colleges, institutions under the control of the
35 state board of regents, and state agencies utilizing
36 state buildings, are encouraged to conform to an
37 environmentally preferable cleaning policy designed
38 to facilitate the purchase and use of environmentally
39 preferable cleaning and maintenance products for
40 purposes of public school, community college,
41 regents institution, and state building cleaning and
42 maintenance.

43 b. Each school district, community college,
44 institution under the control of the state board of
45 regents, or state agency utilizing public buildings
46 shall conduct an evaluation and assessment regarding
47 implementation of an environmentally preferable
48 cleaning policy pursuant to this section. On or
49 after July 1, 2012, all state agencies, and all school
50 districts, community colleges, and institutions under

1 the control of the state board of regents which have
2 not opted out of compliance pursuant to paragraph "c",
3 shall purchase only cleaning and maintenance products
4 identified by the department or that meet nationally
5 recognized standards. School districts, community
6 colleges, institutions under the control of the state
7 board of regents, and state agencies procuring supplies
8 for schools and state buildings may deplete their
9 existing cleaning and maintenance supply stocks and
10 implement the new requirements in the procurement
11 cycle for the following year. This section shall not
12 be interpreted in a manner that prohibits the use of
13 disinfectants, disinfecting cleaners, sanitizers,
14 or any other antimicrobial product regulated by the
15 federal Insecticide, Fungicide, and Rodenticide Act, 7
16 U.S.C. § 136 et seq., when necessary to protect public
17 health and provided that the use of these products
18 is in accordance with responsible cleaning procedure
19 requirements.

20 c. A school district, community college, or
21 institution under the control of the state board of
22 regents may, based upon the evaluation and assessment
23 conducted pursuant to paragraph "b", opt out of
24 compliance with the requirements of this section,
25 upon the affirmative vote of a majority of the members
26 of the board of directors of the school district or
27 a determination by the president of the community
28 college or by the president or administrative officer
29 of the regents institution. A school district,
30 community college, or regents institution opting out of
31 compliance pursuant to this paragraph shall notify the
32 department of education, the state board for community
33 colleges, or the state board of regents, respectively,
34 of this decision.

35 4. *Information requirements — department internet*
36 *site.* The department shall provide information on the
37 department's internet site regarding environmentally
38 preferable cleaning and maintenance products used
39 by the department. The department may also provide
40 information regarding other cleaning and maintenance
41 products that the department is aware of that meet
42 nationally recognized standards. Information shall
43 also be provided, at the discretion of the department,
44 regarding the nationally recognized standards and the
45 entity establishing the standards.>

46 2. Title page, by striking lines 1 through 3 and
47 inserting <An Act requiring public schools, community
48 colleges, institutions under the control of the state
49 board of regents, and state agencies to comply with an
50 environmentally preferable cleaning and maintenance

1 policy unless specified conditions for noncompliance
2 are satisfied.>

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